

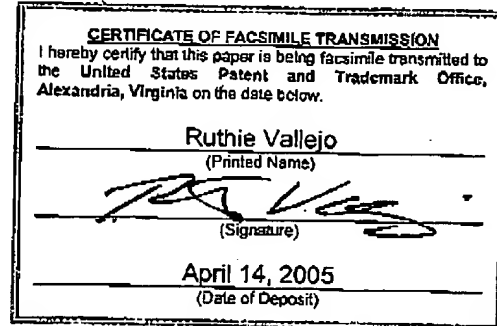
APR 14 2005

Atty. Dkt. No. 036258-0201

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Tony J. GULLOTA et al.

Title: SYSTEM AND METHOD FOR
PROVISIONING RESOURCES
TO USERS BASED ON
POLICIES, ROLES,
ORGANIZATIONAL
INFORMATION, AND
ATTRIBUTES



Appl. No.: 09/774,265

Filing Date: 01/29/2001

Examiner: Philip B. Tran

Art Unit: 2155

TERMINAL DISCLAIMER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Your Petitioner, International Business Machines Corporation, having its principal place of business at New Orchard Road, Armonk, New York 10504, represents that it is the owner of the entire right, title, and interest in and to U.S. Patent Application Serial No. 09/774,265, filed 01/29/2001, by virtue of an Assignment filed and recorded on 01/15/2003, on Reel/Frame 013365/0160, in the United States Patent and Trademark Office. A printout of the Assignment Details from the United States Patent and Trademark Office website is attached hereto as APPENDIX A.

Further, your Petitioner represents that it is the owner of U.S. Patent No. 6,871,232, which issued on U.S. Patent Application No. 09/800,098, filed 03/06/2001, by virtue

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of the Assignment filed and recorded on 01/15/2003, on Reel/Frame 013365/0160, in the United States Patent and Trademark Office. The printout of the Assignment Details from the United States Patent and Trademark Office website is attached hereto as APPENDIX A.

Further, your Petitioner represents that it is the owner of U.S. Patent Application No. 09/772,486, filed 01/29/2001, by virtue of the Assignment filed and recorded on 01/15/2003, on Reel/Frame 013365/0160, in the United States Patent and Trademark Office. The printout of the Assignment Details from the United States Patent and Trademark Office website is attached hereto as APPENDIX A.

Your Petitioner, International Business Machines Corporation, hereby disclaims the terminal part of the term of any patent granted on U.S. Patent Application 09/774,265, which would extend beyond the full statutory term, as shortened by any terminal disclaimer, of U.S. Patent 6,871,232, and hereby agrees that any patent so granted on U.S. Patent Application 09/774,265 shall be enforceable only for and during such period that the legal title to U.S. Patent 6,871,232 shall be the same as the legal title to any patent granted on U.S. Patent Application 09/774,265, this agreement to run with any patent granted on U.S. Patent Application 09/774,265 and to be binding upon the grantee, its successors or assigns.

In making the above disclaimer, Petitioner does not disclaim any terminal part of any patent granted on U.S. Patent Application 09/774,265, prior to the full statutory term of U.S. Patent 6,871,232 as defined in 35 U.S.C. §§154-156 and 173, in the event that U.S. Patent 6,871,232 expires for failure to pay a maintenance fee, is held unenforceable or is found invalid in a final judgment by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR §1.321(a), has all claims canceled by a reexamination certificate or as a result of an interference proceeding, or is otherwise not deemed to provide the rights conveyed by 35 USC §154, prior to the full statutory term of U.S. Patent 6,871,232 as defined in 35 USC §§154-156 and 173, except for the separation of legal title stated above. Further, Petitioner does not disclaim any terminal part of a patent granted on U.S. Patent Application 09/774,265 that would extend beyond the present termination of U.S. Patent

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6,871,232, in the event that such present term is extended by virtue of compliance with the conditions for term extension of any present or future patent term extension provisions of the patent law, including but not limited to 35 U.S.C. §§155, 155A or 156, and without waiving Petitioner's right to extend the term of a patent granted on U.S. Patent Application 09/774,265 to the extent provided by law.

Your Petitioner, International Business Machines Corporation, hereby disclaims the terminal part of the term of any patent granted on U.S. Patent Application 09/774,265 which would extend beyond the full statutory term, as shortened by any terminal disclaimer, of any patent granted on U.S. Patent Application 09/772,486, and hereby agrees that any patent so granted on U.S. Patent Application 09/774,265 shall be enforceable only for and during such period that the legal title to any patent granted on U.S. Patent Application 09/772,486 shall be the same as the legal title to any patent granted on U.S. Patent Application 09/774,265, this agreement to run with any patent granted on U.S. Patent Application 09/774,265 and to be binding upon the grantee, its successors or assigns.

In making the above disclaimer, Petitioner does not disclaim any terminal part of any patent granted on U.S. Patent Application 09/774,265, prior to the full statutory term of any patent granted on U.S. Patent Application 09/772,486 as defined in 35 U.S.C. §§154-156 and 173, in the event that any patent granted on U.S. Patent Application 09/772,486 expires for failure to pay a maintenance fee, is held unenforceable or is found invalid in a final judgment by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR §1.321(a), has all claims canceled by a reexamination certificate or as a result of an interference proceeding, or is otherwise not deemed to provide the rights conveyed by 35 USC §154, prior to the full statutory term of any patent granted on U.S. Patent Application 09/772,486 as defined in 35 USC §§154-156 and 173, except for the separation of legal title stated above. Further, Petitioner does not disclaim any terminal part of a patent granted on U.S. Patent Application 09/774,265 that would extend beyond the present termination of any patent granted on U.S. Patent Application 09/772,486, in the event that such present term is extended by virtue

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of compliance with the conditions for term extension of any present or future patent term extension provisions of the patent law, including but not limited to 35 U.S.C. §§155, 155A or 156, and without waiving Petitioner's right to extend the term of a patent granted on U.S. Patent Application 09/774,265 to the extent provided by law.

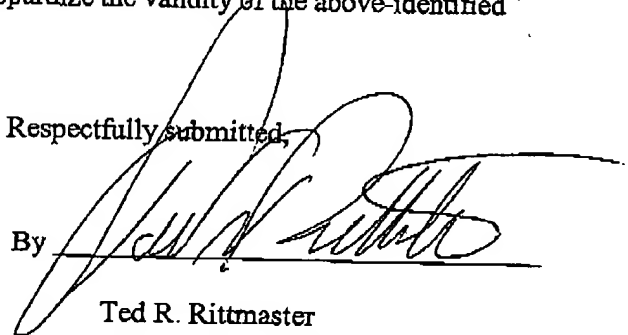
The undersigned, being the Attorney of Record for U.S. Patent Application 09/774,265, and duly authorized to act on behalf of Petitioner, certifies that he has reviewed the Assignment Details attached as APPENDIX A, and to the best of his knowledge and belief, legal title to U.S. Patent Application 09/774,265, U.S. Patent 6,871,232, and any patent granted on U.S. Patent Application 09/772,486 rests with Petitioner, International Business Machines Corporation. The undersigned declares that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the above-identified application or any patent issuing therefrom.

Respectfully submitted,

Date

April 13, 2005

By



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